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MAY 6 2004

In re Application of:
FERRELL et al.
Serial No.: 10/082,149
Filed: February 26, 2002
Attorney Docket No.: **D/A0550**

DECISION ON PETITION
TO RESET A PERIOD
FOR REPLY

This is a decision on the petition filed March 23, 2004, to reset a period for reply due to a late receipt of an office action. No fee is required.

The petition is **GRANTED**.

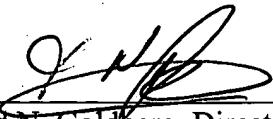
Petitioner asserts that the Office action mailed on December 03, 2003, was not received. To support this assertion, petitioner provided a statement attesting that a search of the file jacket and docket records showed that the Office action was not received. It is further asserted that a Power of Attorney by Assignee and Change of Address (PACA) was filed prior to the mailing of the Office action. A copy of the PACA, and the date stamped return postcard receipt were included with the petition.

A review of the written record indicates that the PACA was received in the United States Patent and Trademark Office on April 22, 2002, but not processed in the application file until March 09, 2004. As a result, the Office action mailed on December 03, 2003, was sent to an incorrect address.

For the above stated reason, the petition is **granted**. The Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn. The application is restored to pending status.

The application file is being forwarded to the Technology Center 2800 support staff for re-mailing the Office action. The shortened statutory period for response set therein will be reset to run from the date the Office action is re-mailed. Extensions of time are available under 37 C.F.R. § 1.136.

Inquiries regarding this decision should be directed to Clayton E. LaBalle at (571) 272-1594.



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